

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

EDWARD A. BILISKI,
Plaintiff,

v.

**RED CLAY CONSOLIDATED SCHOOL
DISTRICT BOARD OF EDUCATION; *et al.*,**
Defendants.

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: Civil Action No. 06-740 GMS

MOTION TO AMEND SCHEDULING ORDER

The Plaintiff hereby moves the Court to amend the Scheduling Order (DI #20) dated May 1, 2007, in the following respects:

Paragraph 6 of the Scheduling Order relating to case dispositive motions be amended to provide that any such motions shall be filed on or before **October 29, 2007**.

In support of this Motion, it is represented as follows:

(1) Counsel for the plaintiff became ill on October 3, 2007 and underwent surgery on October 5, 2007. As a result of the surgery, counsel has been unable to work since October 5, 2007, but expects to be able to work 4 to 6 hours per day beginning October 15, 2007. Documentation concerning counsel's medical treatment will be provided under seal, at the request of the Court.

Counsel for plaintiff has discussed this Motion with counsel for the defendants, who has advised that they take no position with respect to the Motion, but if the requested extension of time is granted by the Court, defense counsel request that they be allowed until October 29, 2007, as well, to file any case dispositive motions.

/s/ Joseph M. Bernstein
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Attorney for Plaintiff

Dated: October 11, 2007

CERTIFICATE OF SERVICE

I hereby certify that on October 11, 2007, I electronically filed the foregoing Motion to Amend Scheduling Order with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Barry M. Willoughby, Esquire
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/ s/ Joseph M. Bernstein
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ORDER

AND NOW, this ____ day of October, 2007, IT IS ORDERED that the plaintiff's Motion to Amend Scheduling Order is hereby _____. The Scheduling Order (DI#20) is hereby amended to provide that all case dispositive motions shall be filed on or before **October 29, 2007**.

Gregory M. Sleet, District Judge